

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

JULIE DALESSIO, an individual,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON, a  
Washington Public Corporation; Eliza  
Saunders, Director of the Office of Public  
Records, in her personal and official  
capacity; Alison Swenson, Compliance  
Analyst, in her personal capacity; Perry  
Tapper, Public Records Compliance  
Officer, in his personal capacity; Andrew  
Palmer, Compliance Analyst, in his  
personal capacity; John or Jane Does 1-12,  
in his or her personal capacity,

Defendant.

No. 2:17-cv-00642-MJP

PLAINTIFF'S MOTION FOR  
RECONSIDERATION of Order Dkt. 178 Mooting  
Plaintiff's Motion to Seal Dkt. 172

**Noted for Hearing: Wednesday, June 13,  
2019**

**I. RELIEF REQUESTED**

1. Plaintiff, Ms. Dalessio, requests the Court reconsider its Minute order Dkt. 178 mootting Plaintiff's Motion FOR FILED DOCUMENTS TO REMAIN UNDER SEAL [Dkt. 172] and allow the motion to go forward and the docket entries to remain in the record.

**II. LEGAL AUTHORITY**

LCR 7(h) permits this Court to reconsider orders "upon showing of new facts . . . which could not have been brought to its attention earlier with reasonable diligence."

**III. PROCEDURAL HISTORY**

On June 6, 2019 Plaintiff filed a motion for filed documents to remain under seal.

On June 7, 2019 this Court granted summary judgment to Defendants and ordered dismissal of this matter, and subsequently ordered "Plaintiff's motion to seal is MOOT and, at the Court's direction, will be STRICKEN." Dkt. 178

**IV. ARGUMENT**

**1. New facts in this case warrant the relief sought**

Ms. Dalessio intends to file a request for reconsideration of this Court's orders granting summary judgment and dismissal.

The documents filed under seal with Ms. Dalessio's motion for filed documents to remain under seal [Dkt. 172] along with its attached declarations and exhibits and the argument presented in the motion, will be relied upon for her impending motion for reconsideration of this Court's orders granting summary judgment and dismissal.

**2. IT WOULD BE MANIFESTLY UNJUST To not allow the motion to seal to go forward**

The 20 pages of documents that Ms. Dalessio is requesting remain under seal are new evidence that will be relied upon in Plaintiff's impending Motion for Reconsideration of Summary Judgement and Dismissal.

The documents that Ms. Dalessio is requesting remain under seal contain medical and Motion for Reconsideration

1 other highly sensitive, personal information.

2 Ms. Dalessio should not have to disclose her private medical information in the public  
3 court record to prove that defendants violated her privacy by disclosing it to the public through  
4 the Public Records Act.

5 **3. There is no less restrictive alternative**

6 Plaintiff Julie Dalessio's attorney Joseph Thomas conferred by email with Defendants'  
7 attorneys Jayne Freeman and Derek Chen on May 30-June 4, 2019 in attempts to reach agreement  
8 on the need to file the documents under seal, and to minimize the amount of material filed under  
9 seal. Defendants objected to filing a joint motion.. (see email chain attached to the Declaration  
10 of Julie Dalessio in support of this motion.)

11  
12 Ms. Dalessio requests that her motion for filed documents to remain under seal go forward to  
13 allow this new evidence to be considered, under seal, with her impending motion for  
14 reconsideration of Summary judgment dismissal of her claims.

15  
16 Respectfully submitted this 13th day of June 2019.

17 Plaintiff *pro se*

18 Julie Dalessio

19 /s/ julie dalessio

20  
21  
22 **Certificate of Service**

23 I hereby certify that on 13th of June 2019, I filed the foregoing with the Clerk of the Court  
24 through the CM/ECF system which will automatically send electronic mail notification of such  
25 filing to the CM/ECF registered participants as identified on the Electronic Email Notice List.

26 /s/ julie dalessio